



**SHARON KELLER**  
PRESIDING JUDGE

**MIKE KEASLER**  
**BARBARA P. HERVEY**  
**ELSA ALCALA**  
**BERT RICHARDSON**  
**KEVIN P. YEARY**  
**DAVID NEWELL**  
**MARY LOU KEEL**  
**SCOTT WALKER**  
JUDGES

**COURT OF CRIMINAL APPEALS**

P.O. BOX 12308, CAPITOL STATION  
AUSTIN, TEXAS 78711

**ABEL ACOSTA**  
CLERK  
(512) 463-1551

**SIÂN SCHILHAB**  
GENERAL COUNSEL  
(512) 463-1600

January 9, 2017

13th Court Of Appeals Clerk  
Dorian Ramirez  
901 Leopard  
Corpus Christi, TX 78401  
\* DELIVERED VIA E-MAIL \*

**Re: MARTINEZ, ROGER ANTHONY**  
**CCA No. PD-1337-15**  
**Trial Court Case No. 14-06-28047-A**

**COA No. 13-15-00069-CR**

The Court of Criminal Appeals has this day issued the mandate in the above-referenced and styled case number. The mandate will be transmitted electronically only.

Sincerely,

A handwritten signature in black ink, appearing to read 'Abel Acosta', is written over a horizontal line.

Abel Acosta, Clerk

cc: Presiding Judge 24th District Court  
District Attorney Victoria County (DELIVERED VIA E-MAIL)  
District Clerk Victoria County (DELIVERED VIA E-MAIL)  
Brendan Wyatt Guy (DELIVERED VIA E-MAIL)  
Luis A. Martinez (DELIVERED VIA E-MAIL)  
Lisa McMinn (DELIVERED VIA E-MAIL)



**TEXAS COURT OF CRIMINAL APPEALS**  
**Austin, Texas**  
**M A N D A T E**

TRIAL COURT NO. 14-06-28047-A

COURT OF APPEALS NO. 13-15-00069-CR

**THE STATE OF TEXAS,**

**TO THE COURT OF APPEALS FOR THE THIRTEENTH SUPREME JUDICIAL DISTRICT —  
 GREETINGS:**

Before our **COURT OF CRIMINAL APPEALS**, on **DECEMBER 14, 2016**, the cause upon appeal to review, revise or reverse your Judgment between:

**ROGER ANTHONY MARTINEZ**

VS.

**THE STATE OF TEXAS**

CCRA NO. PD-1337-15

was determined; and therein our said **COURT OF CRIMINAL APPEALS** made its order in these words:

"This cause came on to be heard on the COURT'S OWN MOTION for Petition for Discretionary Review, and the same being inspected, it is **ORDERED, ADJUDGED AND DECREED** by the Court that the Petition for Discretionary Review be **GRANTED**.

The judgment of the Court of Appeals is **VACATED** and the cause is **REMANDED** to the Court of Appeals, in accordance with the Opinion of this Court, and that this decision be certified below for observance."

**WHEREFORE**, We command you to observe the order of our said **COURT OF CRIMINAL APPEALS** in this behalf and in all things to have it duly **RECOGNIZED, OBEYED AND EXECUTED**.

WITNESS, **THE HONORABLE SHARON KELLER**,

Presiding Judge of our said **COURT OF CRIMINAL APPEALS**,

with the Seal thereof annexed, at the City of Austin,

on this day **Monday, January 9, 2017**.

**ABEL ACOSTA**, Clerk

By: Deana Williamson, Deputy Clerk